



February 26, 2014

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## ENGROSSED HOUSE BILL No. 1003

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DIGEST OF HB 1003 (Updated February 25, 2014 12:32 pm - DI 58)

**Citations Affected:** IC 5-28; IC 22-4.5.

**Synopsis:** Economic development. Provides for grants to eligible school corporations and charter schools to support cooperative arrangements with businesses for training students. Renames the Indiana workforce intelligence system the Indiana network of knowledge (INK). Repeals provisions that assign to the Indiana career council responsibility for the INK, and transfers administration and oversight of the INK to the INK governance committee and the INK executive director appointed by the governor. Establishes an INK governance committee consisting of: (1) the commissioner of the department of workforce development; (2) the commissioner of the commission for higher education; (3) the superintendent of public instruction; (4) a member representing private colleges and universities appointed by the governor; (5) a member representing the business community appointed by the governor; and (6) the INK executive (Continued next page)

**Effective:** July 1, 2014.

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### Braun, Heuer, Macer, Huston

(SENATE SPONSOR — SMITH J)

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January 14, 2014, read first time and referred to Committee on Commerce, Small Business and Economic Development.

January 23, 2014, amended, reported — Do Pass.

January 27, 2014, read second time, amended, ordered engrossed.

January 28, 2014, engrossed. Read third time, passed. Yeas 90, nays 6.

#### SENATE ACTION

February 4, 2014, read first time and referred to Committee on Tax and Fiscal Policy.

February 25, 2014, amended, reported favorably — Do Pass.

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EH 1003—LS 7090/DI 102



director, who serves in an advisory capacity. Authorizes the governor to appoint additional members of the INK governance committee as necessary. Requires the governor to appoint the INK executive director from a list of three candidates submitted by the INK governance committee. Requires agencies of the state to submit data to the INK as requested by the executive director. Allows private sector business or commercial employers, groups, associations, agencies and other entities, and private institutions of higher education to submit data to the INK by working with the executive director. Provides that the data submitted to Indiana network of knowledge (INK): (1) remains under the ownership and control of the agency submitting the data; and (2) may be used only for the purposes described in the INK statute (IC 22-4.5-10), unless the agency that submitted data consents to the additional use. Provides that the INK may not obtain or store student disciplinary, juvenile delinquency, criminal, or medical and health records.



February 26, 2014

Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1003

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 5-28-7-1, AS ADDED BY P.L.4-2005, SECTION  
2 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
3 2014]: Sec. 1. ~~As used in~~ **The following definitions apply throughout**  
4 **this chapter:**

5 (1) "Business" includes an entity that has the objective of  
6 supplying a service or an article of trade or commerce.

7 (2) "School corporation" has the meaning set forth in  
8 **IC 20-18-2-16(a).**

9 (3) "Charter school" has the meaning set forth in  
10 **IC 20-18-2-2.5.**

11 SECTION 2. IC 5-28-7-2, AS AMENDED BY P.L.67-2013,  
12 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
13 JULY 1, 2014]: Sec. 2. The corporation shall do the following:

14 (1) Establish policies to carry out a training assistance program,

**EH 1003—LS 7090/DI 102**



the purpose of which is to provide assistance to the following:

(A) New or expanding businesses, for the training or retraining of potential or incumbent employees and the retraining and upgrading of the skills of potential or incumbent employees.

(B) Businesses in Indiana, for the retraining and upgrading of employees' skills required to support new or existing capital investment.

(C) Businesses in Indiana, for the development of basic workforce skills of employees, including the following:

(i) Literacy.

(ii) Communication skills.

(iii) Computational skills.

(iv) Other transferable workforce skills approved by the corporation.

**(D) School corporations and charter schools, to support career pathways for students through cooperative arrangements with businesses for the education and training of students in high wage, high demand jobs that require industry certifications.**

(2) Provide promotional materials regarding the training program.

(3) Determine the eligibility of an industry for the training program.

(4) Require a commitment by a business receiving training assistance under this chapter to continue operations at a site on which the training assistance is used for at least five (5) years after the date the training assistance expires. If a business fails to comply with this commitment, the corporation shall require the business to repay the training assistance provided to the business under this chapter.

SECTION 3. IC 5-28-7-4, AS ADDED BY P.L.4-2005, SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. Participation in the training program is limited to **businesses entities** that:

(1) meet the eligibility requirements of the corporation; and

(2) comply with this chapter.

SECTION 4. IC 5-28-7-6 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 6. (a) The corporation may award grants from the training 2000 fund to school corporations and charter schools to support cooperative arrangements with businesses for training students.**

**(b) A school corporation or a charter school must apply to the**



1 corporation for a grant under this section in the manner  
2 prescribed by the corporation.

3 (c) The corporation may consult with Indiana works councils to  
4 develop the application and eligibility requirements for grants  
5 awarded under this section.

6 SECTION 5. IC 22-4.5-9-2 IS REPEALED [EFFECTIVE JULY 1,  
7 2014]. ~~Sec. 2: As used in this chapter, "system" refers to the Indiana~~  
8 ~~workforce intelligence system established by IC 22-4.5-10-3.~~

9 SECTION 6. IC 22-4.5-9-4, AS AMENDED BY SEA 24-2014,  
10 SECTION 101, IS AMENDED TO READ AS FOLLOWS  
11 [EFFECTIVE JULY 1, 2014]: Sec. 4. (a) The council shall do all of the  
12 following:

13 (1) Provide coordination to align the various participants in the  
14 state's education, job skills development, and career training  
15 system.

16 (2) Match the education and skills training provided by the state's  
17 education, job skills development, and career training system with  
18 the currently existing and future needs of the state's job market.

19 ~~(3) Provide administrative oversight of the system.~~

20 ~~(4)~~ (3) In addition to the department's annual report provided  
21 under IC 22-4-18-7, submit, not later than August 1, 2013, and  
22 not later than August 1 each year thereafter, to the legislative  
23 council in an electronic format under IC 5-14-6 an inventory of  
24 current job and career training activities conducted by:

25 (A) state and local agencies; and

26 (B) whenever the information is readily available, private  
27 groups, associations, and other participants in the state's  
28 education, job skills development, and career training system.

29 The inventory must provide at least the information listed in  
30 IC 22-4-18-7(a)(1) through IC 22-4-18-7(a)(5) for each activity in  
31 the inventory.

32 ~~(5)~~ (4) Submit, not later than July 1, 2014, to the legislative  
33 council in an electronic format under IC 5-14-6 a strategic plan to  
34 improve the state's education, job skills development, and career  
35 training system. The council shall submit, not later than  
36 December 1, 2013, to the legislative council in an electronic  
37 format under IC 5-14-6 a progress report concerning the  
38 development of the strategic plan. The strategic plan developed  
39 under this subdivision must include at least the following:

40 (A) Proposed changes, including recommended legislation and  
41 rules, to increase coordination, data sharing, and  
42 communication among the state, local, and private agencies,



groups, and associations that are involved in education, job skills development, and career training.

(B) Proposed changes to make Indiana a leader in employment opportunities related to the fields of science, technology, engineering, and mathematics (commonly known as STEM).

(C) Proposed changes to address both:

(i) the shortage of qualified workers for current employment opportunities; and

(ii) the shortage of employment opportunities for individuals with a baccalaureate or more advanced degree.

~~(6)~~ (5) Coordinate the performance of its duties under this chapter with:

(A) the education roundtable established by IC 20-19-4-2; and

(B) the Indiana works councils established ~~under SEA 465-2013~~ by IC 20-19-6-4.

(b) In performing its duties, the council shall obtain input from the following:

(1) Indiana employers and employer organizations.

(2) Public and private institutions of higher education.

(3) Regional and local economic development organizations.

(4) Indiana labor organizations.

(5) Individuals with expertise in career and technical education.

(6) Military and veterans organizations.

(7) Organizations representing women, African-Americans, Latinos, and other significant minority populations and having an interest in issues of particular concern to these populations.

(8) Individuals and organizations with expertise in the logistics industry.

(9) Any other person or organization that a majority of the voting members of the council ~~determine~~ **determines** has information that is important for the council to consider.

SECTION 7. IC 22-4.5-9-9, AS ADDED BY P.L.60-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 9. The governor may request the assistance of any state agency, board, commission, committee, department, division, or other entity of the executive department of state government as necessary to provide staff and administrative support to the council. ~~and the system.~~

SECTION 8. IC 22-4.5-10-1.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 1.5. As used in this chapter, "governance committee" refers to the INK governance committee**



1 **established by section 7 of this chapter.**

2 SECTION 9. IC 22-4.5-10-2, AS ADDED BY P.L.60-2013,  
3 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
4 JULY 1, 2014]: Sec. 2. As used in this chapter, "~~system~~" "**INK**" refers  
5 to the Indiana ~~workforce intelligence system~~ **network of knowledge**  
6 established by section 3 of this chapter.

7 SECTION 10. IC 22-4.5-10-3, AS ADDED BY P.L.60-2013,  
8 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
9 JULY 1, 2014]: Sec. 3. The Indiana ~~workforce intelligence system~~  
10 **network of knowledge** is established as a statewide longitudinal data  
11 system that contains educational and workforce information:

- 12 (1) from educational institutions at all levels; and
- 13 (2) about the state's workforce;

14 to improve the effect of the state's educational delivery system on the  
15 economic opportunities of individuals and the state's workforce, and to  
16 guide state and local decision makers.

17 SECTION 11. IC 22-4.5-10-4, AS ADDED BY P.L.60-2013,  
18 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
19 JULY 1, 2014]: Sec. 4. **(a)** The ~~system~~ **INK** must do the following:

- 20 (1) Effectively organize, manage, break down, and analyze
- 21 educational, ~~and~~ workforce, **and other** data.
- 22 (2) Generate timely and accurate information about student
- 23 progress and outcomes over time, including students' preparation
- 24 for postsecondary education and the workforce.
- 25 (3) Generate timely and accurate information that is available to
- 26 the public about the effectiveness of the state's job training
- 27 programs, including at least the following:
- 28 (A) The number of participants in each program.
- 29 (B) The number of participants who, as a result of the training
- 30 received in the program:
- 31 (i) secured employment; or
- 32 (ii) were retained by an employer.
- 33 (C) The average wage of the participants who secured
- 34 employment or were retained by an employer.
- 35 (4) Support the economic development **and other** activities of
- 36 state and local governments.

37 **(b) The INK may not obtain or store the following student data:**

- 38 **(1) Disciplinary records.**
- 39 **(2) Juvenile delinquency records.**
- 40 **(3) Criminal records.**
- 41 **(4) Medical and health records.**

42 SECTION 12. IC 22-4.5-10-5, AS ADDED BY P.L.60-2013,



SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5. **(a)** The department of education (established by IC 20-19-3-1), the department of workforce development (established by IC 22-4.1-2-1), the commission for higher education (established by IC 21-18-2-1), and other agencies of the state that collect **relevant** data related to educational and workforce outcomes shall submit that data to the ~~system~~ **INK** on a timely basis and shall ensure the following:

(1) Routine and ongoing compliance with the federal Family Educational Rights and Privacy Act (20 U.S.C. 1232g), **IC 22-4-19-6**, and other relevant privacy laws and policies, including the following:

(A) The required use of data that cannot be used to identify information relating to a specific individual or entity.

(B) The required disposition of information that is no longer needed.

(C) The provision of a data security plan, including the performance of regular audits for compliance with data privacy and security standards.

(D) The implementation of guidelines and policies to prevent the reporting of other data that may potentially be used to identify information relating to a specific individual or entity.

(2) The use of data only in summary form in reports and responses to information requests. Data that may identify specific individuals or entities because of the size or uniqueness of the population involved may not be reported in any form.

**(b) After June 30, 2014, other agencies of the state shall submit to the INK on a timely basis relevant data, including data at the individual level, as determined by the INK governance committee.**

**(c) The data submitted to INK under subsections (a) and (b):**

**(1) remains under the ownership and control of the agency submitting the data; and**

**(2) may be used only for the purposes of this chapter, unless the agency that submitted the data consents to the additional use.**

**(d) After June 30, 2014, the following may submit educational, workforce, and other relevant data, as applicable, to the INK by working with and through the INK executive director:**

**(1) Private sector business or commercial employers, groups, associations, agencies, and other entities.**

**(2) Private institutions of higher education.**

SECTION 13. IC 22-4.5-10-6, AS ADDED BY P.L.60-2013,





SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 6. (a) The:

(1) council, before July 1, ~~2018~~; **2014**; and

(2) ~~governor~~; **governance committee, working in collaboration with the executive director**, after June 30, ~~2018~~; **2014**;  
shall provide administrative oversight to the ~~system~~ **INK through the executive director**.

(b) Administrative oversight of the ~~system~~ **INK** includes all the following:

(1) Provide general oversight and direction for the development and maintenance of the ~~system~~; **INK, including the organizational framework for the day to day management of the INK.**

(2) ~~Approve an annual budget for the system.~~ **Work with the executive director and other state agencies participating in the INK to establish the following:**

(A) **A standard compliance time frame for the submission of data to the INK.**

(B) **Interagency policies and agreements to ensure equal access to the INK.**

(C) **Interagency policies and agreements to ensure the ongoing success of the INK.**

(3) Hire staff necessary to administer the ~~system~~; **INK.**

(4) Develop **and implement** a detailed data security and safeguarding plan that includes:

(A) access by authenticated authorization;

(B) privacy compliance standards;

(C) notification and other procedures to protect system data if a breach of the ~~system~~ **INK** occurs; and

(D) policies for data retention and disposition.

(5) ~~Oversee~~ **Develop and implement policies to provide** routine and ongoing compliance with the federal Family Educational Rights and Privacy Act (20 U.S.C. 1232g), **IC 22-4-19-6**, and other relevant privacy laws and policies.

**(6) Establish the policy and research agenda for the INK.**

~~(6) (7) Review research requirements and~~ Establish policies for responding to data requests from the state, local agencies, the general assembly, and the public.

~~(7) (8) Oversee the development of public access to the system~~ **INK** in a manner that:

(A) permits research using the data in aggregated form; and

(B) cannot provide information that allows the identification



of a specific individual or entity.

(8) ~~Identify additional sources of data for the system from among state entities and require those entities to submit relevant data to the system.~~

(9) **Submit, not later than September 1, 2015, and not later than September 1 each year thereafter, to the governor, to the legislative council in an electronic format under IC 5-14-6, and to the council, a report covering the following for the most recent fiscal year:**

(A) **An update concerning the administration of the INK and the governance committee's activities.**

(B) **An overview of all studies performed.**

(C) **Any proposed or planned expansions of the data maintained by the INK.**

(D) **Any other recommendations made by the executive director and the governance committee.**

(c) Funding for the development, maintenance, and use of the ~~system~~ **INK** may be obtained from any of the following sources:

(1) Appropriations made by the general assembly for this purpose.

(2) Grants or other assistance from local educational agencies or institutions of higher education.

(3) Federal grants.

(4) User fees.

(5) Grants or amounts received from other public or private entities.

(d) The council (before July 1, ~~2018~~) **2014**) and the governor **through the executive director** (after June 30, ~~2018~~) **2014**) may contract with public or private entities for the following purposes:

(1) To develop and maintain the ~~system~~; **INK, including the analytical and security capabilities of the INK. Contracts made under this subdivision must include:**

(A) **express provisions that safeguard the privacy and security of the INK; and**

(B) **penalties for failure to comply with the provisions described in clause (A).**

(2) To conduct research in support of the activities and objectives listed in section 4 of this chapter.

(3) To conduct research on topics at the request of the council, the governor, or the general assembly.

SECTION 14. IC 22-4.5-10-7 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 7. (a) The INK governance**



committee is established.

(b) The governance committee consists of at least the following six (6) members:

(1) The commissioner of the department of workforce development, or the commissioner's designee with authority to act on behalf of the commissioner.

(2) The commissioner of the commission for higher education, or the commissioner's designee with authority to act on behalf of the commissioner.

(3) The state superintendent of public instruction, or the state superintendent's designee with authority to act on behalf of the state superintendent.

(4) One (1) member representing private colleges and universities appointed by the governor.

(5) One (1) member representing the business community in Indiana appointed by the governor.

(6) The INK executive director. The INK executive director serves in a nonvoting advisory capacity.

(c) The governor may appoint additional members to the governance committee as necessary to ensure the continued success of the INK. Additional members appointed under this subsection must represent other state agencies or partner organizations, as determined by the governance committee, that submit data to the INK.

(d) A member of the governance committee appointed by the governor serves at the pleasure of the governor.

(e) The governor shall make the initial appointments under this section not later than July 15, 2014.

(f) A vacancy on the governance committee is filled in the same manner as the original appointment.

(g) The governor shall appoint the chair of the governance committee from its voting members. The chair serves for one (1) year, or until a successor is selected.

(h) The governance committee shall meet at least quarterly or at the call of the chair.

(i) A majority of the voting members of the governance committee constitutes a quorum for the purpose of conducting business. The affirmative vote of a majority of the members of the governance committee is required for the governance committee to take official action.

SECTION 15. IC 22-4.5-10-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2014]: Sec. 8. (a) The governor shall:

(1) appoint an INK executive director from a list of three (3) candidates submitted by the governance committee; or

(2) reject all of the candidates on the list submitted by the governance committee.

(b) If the governor rejects all of the candidates on the list submitted by the governance committee, the governor shall notify the chair of the governance committee.

(c) Not later than thirty (30) days after the date the governance committee receives the governor's notice under subsection (b), the governance committee shall submit to the governor a second list of three (3) new candidates for the position of INK executive director. The governor shall appoint the INK executive director from the second list of candidates submitted by the governance committee.

(d) The INK executive director serves at the pleasure of the governor.

(e) Whenever a vacancy in the position of INK executive director occurs, the governor shall notify the chair of the governance committee. Not later than ten (10) days after the date the governance committee receives notice of the vacancy, the chair shall call a meeting of the governance committee to begin the process of filling the vacancy. Not later than thirty (30) days after the date the governance committee receives notice of the vacancy, the governance committee shall submit to the governor a list of three (3) candidates to fill the vacancy.

(f) The governance committee shall submit to the governor the initial list of three (3) candidates for INK executive director not later than August 15, 2014.

(g) The executive director is responsible for the daily administration of the INK.

(h) The executive director shall do all the following:

(1) Work with the governance committee, state agencies, and other entities participating in the INK to develop and implement appropriate policies and procedures concerning the INK's data quality, integrity, transparency, security, and confidentiality.

(2) Coordinate the provision and delivery of data, as determined by the governance committee, to ensure that research project timelines and deliverables to stakeholders are met.

(3) Provide reports concerning the INK and the executive director's activities to the governor and the governance



committee.

(4) Work in collaboration with the governance committee to hire staff as necessary to administer the INK.

(5) Perform other duties as assigned by the governor.

SECTION 16. IC 22-4.5-10-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 9. (a) Each member of the governance committee who is not a state employee is entitled to the following:

(1) The salary per diem provided under IC 4-10-11-2.1(b).

(2) Reimbursement for traveling expenses as provided under IC 4-13-1-4.

(3) Other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(b) Each member of the governance committee who is a state employee is entitled to the following:

(1) Reimbursement for traveling expenses as provided under IC 4-13-1-4.

(2) Other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

SECTION 17. IC 22-4.5-10.5-3, AS AMENDED BY SEA 24-2014, SECTION 102, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. (a) The department, in consultation with the commission for higher education, the department of education, the office of the secretary of family and social services, and any other agency the department determines is necessary, shall include in the Indiana ~~workforce intelligence system~~ **network of knowledge** established by IC 22-4.5-10-3 as added by HB 1002-2013, ~~SECTION 2~~, information regarding the middle skill credentials awarded in Indiana for the immediately preceding state fiscal year.

(b) The information required under subsection (a) must include:

(1) the aggregate number of enrollees in programs leading to middle skill credentials from:

(A) public institutions of higher education;

(B) private institutions of higher education;

(C) postsecondary proprietary educational institutions;

(D) community colleges;

(E) area vocational schools;



- 1 (F) high school vocational programs;
- 2 (G) apprenticeship programs; and
- 3 (H) other public or private workforce training programs; and
- 4 (2) aggregate data of industry based certifications awarded as the
- 5 result of the completion of education and employment training
- 6 programs.
- 7 (c) The department shall publish the information described in
- 8 subsection (b) in the department's annual report.



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce, Small Business and Economic Development, to which was referred House Bill 1003, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Replace the effective dates in SECTIONS 5 through 8 with "[EFFECTIVE JULY 1, 2014]".

Page 3, delete lines 3 through 6.

Page 3, line 7, delete "(e)" and insert "(c)".

Page 3, line 17, delete "To" and insert **"For taxable years beginning after December 31, 2014, to"**.

Page 4, between lines 6 and 7, begin a new paragraph and insert:

**"(b) A taxpayer who wishes to claim the credit provided by this chapter for employment of candidates to which this section applies may submit an application to the corporation after June 30, 2014, for a taxable year beginning after December 31, 2014, in the manner prescribed by the corporation."**

Page 4, line 7, delete "(b)" and insert "(c)".

Page 4, line 16, delete "(c)" and insert "(d)".

Page 9, line 3, after "collect" insert **"relevant"**.

Page 9, line 26, delete "requested" and insert **"determined"**.

Page 9, line 26, delete "executive director." and insert **"governance committee."**

Page 9, line 38, strike "governor," and insert **"governance committee, working in collaboration with the executive director,"**.

Page 9, line 40, delete "INK's".

Page 10, line 5, strike "Approve an annual budget for the".

Page 10, line 5, delete "INK." and insert **"Work with the executive director and other state agencies participating in the INK to establish the following:**

**(A) A standard compliance time frame for the submission of data to the INK.**

**(B) Interagency policies and agreements to ensure equal access to the INK.**

**(C) Interagency policies and agreements to ensure the ongoing success of the INK."**

Page 10, line 27, delete "(9)".

Page 10, line 27, strike "Identify additional sources of data for the".

Page 10, line 27, delete "INK".

Page 10, strike line 28.



Page 10, line 29, strike "relevant data to the".  
 Page 10, line 29, delete "INK."  
 Page 10, line 30, delete "(10)" and insert **"(9)"**.  
 Page 10, line 32, after "IC 5-14-6," insert **"and"**.  
 Page 10, line 33, delete "and to the governance committee,".  
 Page 10, line 35, delete "implementation" and insert **"administration"**.  
 Page 10, line 37, delete "A list" and insert **"An overview"**.  
 Page 10, delete lines 38 through 40.  
 Page 10, line 41, delete "(D)" and insert **"(C)"**.  
 Page 11, line 1, delete "(E)" and insert **"(D)"**.  
 Page 11, line 2, delete "or" and insert **"and"**.  
 Page 11, line 31, delete "nine (9)" and insert **"six (6)"**.  
 Page 12, delete lines 3 through 12, begin a new line block indented and insert:  
     **"(6) The INK executive director. The INK executive director serves in a nonvoting advisory capacity."**  
 Page 12, line 15, after "INK." insert **"Additional members appointed under this subsection must represent other state agencies or partner organizations, as determined by the governance committee, that submit data to the INK."**  
 Page 12, line 23, after "its" insert **"voting"**.  
 Page 12, delete lines 25 through 27.  
 Page 12, line 28, delete "(i)" and insert **"(h)"**.  
 Page 12, line 30, delete "(j)" and insert **"(i)"**.  
 Page 12, line 30, after "majority of the" insert **"voting"**.  
 Page 12, line 40, after "for the" insert **"daily"**.  
 Page 13, line 6, delete "data" and insert **"data, as determined by the governance committee,"**.  
 Page 13, line 12, after "Work" insert **"in collaboration"**.  
 Page 13, line 12, delete "and other state" and insert **"to hire staff as necessary to administer the INK."**.  
 Page 13, delete lines 13 through 19.  
 Page 13, line 24, delete "or is not a".  
 Page 13, line 25, delete "member of the general assembly".  
 Page 13, line 34, delete "but not a member of the general assembly".  
 Page 13, delete line 42.  
 Page 14, delete lines 1 through 8.  
 Page 14, delete lines 35 through 42, begin a new paragraph and insert:  
     **"SECTION 22. [EFFECTIVE JULY 1, 2014] (a) IC 6-3.1-13-13 and IC 6-3.1-13-14, both as amended by this act, apply only to**





taxable years beginning after December 31, 2014.

**(b) IC 6-3.1-13-15.7 and IC 6-3.1-13-19.7, both as added by this act, apply only to taxable years beginning after December 31, 2014.**

**(c) This SECTION expires July 1, 2018."**

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1003 as introduced.)

MESSMER, Chair

Committee Vote: yeas 10, nays 1.

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#### HOUSE MOTION

Mr. Speaker: I move that House Bill 1003 be amended to read as follows:

Page 12, line 37, after "shall" insert ":

**(1)".**

Page 12, line 38, delete "who" and insert **"from a list of three (3) candidates submitted by the governance committee; or**

**(2) reject all of the candidates on the list submitted by the governance committee.**

**(b) If the governor rejects all of the candidates on the list submitted by the governance committee, the governor shall notify the chair of the governance committee.**

**(c) Not later than thirty (30) days after the date the governance committee receives the governor's notice under subsection (b), the governance committee shall submit to the governor a second list of three (3) new candidates for the position of INK executive director. The governor shall appoint the INK executive director from the second list of candidates submitted by the governance committee.**

**(d) The INK executive director".**

Page 12, between lines 39 and 40, begin a new paragraph and insert:

**"(e) Whenever a vacancy in the position of INK executive director occurs, the governor shall notify the chair of the governance committee. Not later than ten (10) days after the date the governance committee receives notice of the vacancy, the chair shall call a meeting of the governance committee to begin the process of filling the vacancy. Not later than thirty (30) days after the date the governance committee receives notice of the vacancy, the governance committee shall submit to the governor a list of**



**three (3) candidates to fill the vacancy.**

**(f) The governance committee shall submit to the governor the initial list of three (3) candidates for INK executive director not later than August 15, 2014."**

Page 12, line 40, delete "(b)" and insert "(g)".

Page 12, line 42, delete "(c)" and insert "(h)".

(Reference is to HB 1003 as printed January 24, 2014.)

BRAUN

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### COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred House Bill No. 1003, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 3, delete lines 6 through 42.

Delete pages 4 through 5.

Page 6, delete lines 1 through 5.

Page 6, line 9, delete "AS ADDED BY P.L.60-2013,".

Page 6, line 10, delete "SECTION 1," and insert "AS AMENDED BY SEA 24-2014, SECTION 101,".

Page 9, between lines 28 and 29, begin a new paragraph and insert:

**"(c) The data submitted to INK under subsections (a) and (b):**

**(1) remains under the ownership and control of the agency submitting the data; and**

**(2) may be used only for the purposes of this chapter, unless the agency that submitted the data consents to the additional use."**

Page 9, line 29, delete "(c)" and insert "(d)".

Page 9, line 32, after "sector" insert "**business or commercial**".

Page 9, delete line 35.

Page 14, line 19, delete "AS ADDED BY P.L.273-2013,".

Page 14, line 20, delete "SECTION 30," and insert "AS AMENDED BY SEA 24-2014, SECTION 102,".



Page 15, delete lines 3 through 8.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1003 as reprinted January 28, 2014.)

HERSHMAN, Chairperson

Committee Vote: Yeas 7, Nays 4.

